

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>CIVIL NO. 3:02-0472</b>
<b>v.</b>	)	<b>JUDGE NIXON</b>
	)	
<b>\$125,000.00 IN UNITED STATES</b>	)	
<b>CURRENCY,</b>	)	
	)	
<b>Defendant.</b>	)	

**ORDER OF SETTLEMENT AND FORFEITURE**

For good cause shown, the Settlement Agreement and Mutual Release (D.E. 24) filed herein by the Government and attorneys John G. Oliva and James A. Simmons on behalf of Claimant Mohammad Jaber ("Claimant"), is accepted by this court. As set forth in the Settlement Agreement, a portion of the Defendant Property is subject to forfeiture and the remainder of the Defendant Property shall be returned to Claimant.

Based on the previous pleadings and representations of the parties, the Court finds the following:

1. Notice of the complaint and forfeiture action was appropriately published, and Mohammad Jaber timely filed a claim and answer.
2. No other claim or answer has been filed by or on behalf of any other person or entity, and the time within which to do so has expired.
3. That there is a preponderance of the evidence for the forfeiture of the Defendant Property; that there is a substantial connection between the Defendant Property and the offense

alleged.

4. The parties have entered a Settlement Agreement and Mutual Release resolving all claims to the Defendant Property which is incorporated herein as if set forth in full.

Now, therefore, upon the agreement of the parties, it is hereby

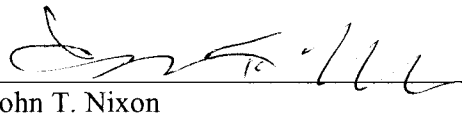
**ORDERED, ADJUDGED AND DECREED** that there is a preponderance of the evidence for the forfeiture of the Defendant Property; that there is a substantial connection between the Defendant Property and the offense; that \$95,000.00 of the Defendant Property shall be forfeited to the United States with no right, title or interest existing in any other person or entity.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the Defendant Property, \$95,000.00 is hereby forfeited to the United States.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the Government shall, and the United States Marshals Service is hereby directed to, return \$30,000.00 of the Defendant Property, plus accrued interest on the \$30,000.00 in the amount determined by the U.S. Marshal Service to Claimant, and plus any court costs as determined by the Court Clerk, to Claimant Mohammed Jaber, through his counsel, John G. Oliva and James A. Simmons.

The entry of this order shall serve as the final judgment in this action.

**IT IS SO ORDERED** on this the 17<sup>th</sup> day of July, 2009.

  
John T. Nixon  
United States District Judge

**APPROVED FOR ENTRY:**

Edward M. Yarbrough  
United States Attorney  
Middle District of Tennessee

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